

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE

CRIMINAL MINUTES - SENTENCING AND JUDGMENT

U.S.A. vs. DAVID MINER

Date: May 29, 2013

Case No. 3:11-cr-25

At: Knoxville

PROCEEDINGS: Sentencing Hearing – Defendant sworn. Court pronounces judgment. Court addresses defendant's motion to appoint counsel for appeal purposes.

Present: HONORABLE THOMAS W. PHILLIPS, UNITED STATES DISTRICT JUDGE

Angela Archer
Deputy Clerk

Netta Kocuba
Court Reporter

Frank M Dale , Jr
Assistant US Atty

Lowell H Becraft , Jr
Attorney(s) for Deft

Adrienne Simpson-Brown
Probation Officer

Others present: CSO, USM, Agent

☒ Defendant is sworn

☒ Defendant is given opportunity to speak and ☒ speaks; ☐ declines to speak

☐ Govt moves for downward departure ☐ granted ☐ denied

☐ Dft moves for downward variance ☐ granted ☐ denied

☐ Govt moves for third point reduction for acceptance of responsibility ☐ granted ☐ denied

☒ **COURT PRONOUNCES JUDGMENT: The defendant is sentenced to 18 months, this term consists of 18 months as to Count 1 and 12 months as to each of Counts 2 and 3 to be served concurrently followed by 1 year of supervised release.**

☒ **Restitution: \$ 36,205.10**

☒ **Special Assessment: \$150.00**

☒ Defendant remanded to custody ☐ Released on probation conditions

☐ Defendant to self-report as notified by the U.S. Marshal

Time 10:40 to 11:15